

HOUSE BILL No. 1238

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-26-13-19.5.

Synopsis: Pharmacy security measures. Beginning January 1, 2017, requires a holder of a retail pharmacy permit to implement certain security measures.

Effective: July 1, 2016.

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January 11, 2016, read first time and referred to Committee on Public Health.



Second Regular Session of the 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-26-13-19.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2016]: **Sec. 19.5. (a) Beginning January 1,**
4 **2017, a holder of a Category I permit shall implement the following**
5 **security measures:**

6 (1) **Install in the pharmacy a time delay safe to secure:**

7 (A) **schedule II controlled substances listed in**
8 **IC 35-48-2-6; and**

9 **(B) any other drug required by the board to be secured.**

10 **The safe must be bolted to the floor or a wall in the pharmacy.**

11 **(2) Install an emergency call button in the pharmacy that**
12 **automatically connects with the local law enforcement**
13 **department.**

14 **(3) Have a security guard on the premises during the hours**
15 **that the pharmacy is open to the public.**

16 **(4) Install bulletproof glass that completely separates the**
17 **pharmacy from the customer service area, except for an**



1 opening large enough to conduct normal business
2 transactions.

3 (b) If a holder of a Category I permit violates this section, the
4 board may, after a hearing under IC 4-21.5-3, revoke or limit the
5 holder's permit.

6 (c) The board may adopt rules under IC 4-22-2 to implement
7 this section.

